

**UNITED STATES DISTRICT COURT**  
**EASTERN DISTRICT OF CALIFORNIA**

KIM-ANH PHAM, on behalf of herself and all  
others similarly situated,

Plaintiff,

v.

LINCOLN BENEFIT LIFE COMPANY, and  
DOES 1 to 50, inclusive,

Defendants.

Case No. 2:23-cv-00561-KJM-DB

Hon. Kimberly J. Mueller  
Courtroom 3

**ORDER GRANTING STAY OF ACTION  
PENDING RESOLUTION OF APPEAL**

[Filed concurrently with Joint Stipulation]

Complaint Filed: March 23, 2023

After careful consideration and finding good cause, the court approves the parties' Joint Stipulation. This case shall be stayed pending a ruling by the Ninth Circuit Court of Appeals in *Farley v. Lincoln Benefit Life Co.*, No. 20-02485, 2023 WL 3007413 (E.D. Cal. Apr. 18, 2023), *appeal docketed*, No. 23-16224 (9th Cir. Sept. 29, 2023) (Farley appeal). Either party to this action may petition this court to lift the stay in the event of a Ninth Circuit substantive ruling in *Small v. Allianz Life*, No. 20-01944, 2023 WL 4042593 (C.D. Cal. May 23, 2023), *appeal docketed*, No. 23-55821 (9th Cir. Sept. 29, 2023), *Poe v. Northwestern Mutual*, No. 21-02065, 2023 WL 7273741 (C.D. Cal. Oct. 19, 2023), *appeal docketed*, No. 23-3243 (9th Cir. Nov. 2, 2023), *Siino v. Foresters Life*, *appeal docketed*, No. 23-16189 (9th Cir. Sept. 18, 2023), *Moriarty v. Am. Gen. Life Ins. Co.*, No. 17-1709, 2023 WL 6280967 (S.D. Cal. Sept. 26, 2023), *appeal docketed*, No. 23-3650 (9th Cir. Nov. 21, 2023), *Pitt v. Metropolitan Tower Life*, 675 F. Supp. 3d 1073 (S.D. Cal. 2023), *appeal docketed*, No. 23-55566 (9th Cir. June 27, 2023), or *Park v. AXA Equitable Life Ins. Co.*, No. 22-00761, 2023 WL 1931373 (C.D. Cal. Jan. 11, 2023), *appeal docketed*, No. 23-55130 (9th Cir. Feb. 10, 2023). The parties shall file a Joint Status Report within fourteen (14) days after the final resolution of the Farley appeal.

Within seven (7) days of the date of this order, Lincoln Benefit shall produce the information set forth in the Stipulation to plaintiff.

IT IS SO ORDERED.

DATED: May 31, 2024.

  
CHIEF UNITED STATES DISTRICT JUDGE